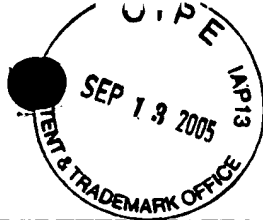


Docket No.: 4497-002



JC03 Re PCT/PTO 1 3 SEP 2005 #6

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )

Marco CARDINALE )

Confirmation No. 2045

U.S. Patent Application No. 10/522,020 )

Filed: January 21, 2005 )

For: EXERCISE APPARATUS

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

**Mail Stop Missing Parts**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Missing Parts of Application dated August 18, 2005, the period for response to which is set to expire on September 27, 2005. Submitted herewith are the following:

- The executed Declaration and Power of Attorney identifying the application by the International application number and international filing date; and
- Copy of Notice of Defective Response

Please charge any deficiencies in the enclosed fees to Deposit Account 07-1337 and direct any inquiries in connection with this application directly to the undersigned.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

*Kenneth M. Berner*

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Registration No. 37,093

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September 13, 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,020	Marco Cardinale	4497-002

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/GB03/03258

I.A. FILING DATE	PRIORITY DATE
07/22/2003	07/22/2002

22429

LOWE HAUPTMAN GILMAN AND BERNER, LLP  
 1700 DIAGONAL ROAD  
 SUITE 300 /310  
 ALEXANDRIA, VA 22314

DOCKETED BY: *MG*DUE DATE: *9-28-05**Response Due*

CONFIRMATION NO. 2045  
 371 FORMALITIES LETTER  
 \*OC000000016804117\*  
 \*OC000000016804117\*

Date Mailed: 08/18/2005

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 01/21/2005
- Copy of the International Search Report filed on 01/21/2005
- Copy of IPE Report filed on 01/21/2005
- Preliminary Amendments filed on 01/21/2005
- Information Disclosure Statements filed on 01/21/2005
- Oath or Declaration filed on 08/03/2005
- U.S. Basic National Fees filed on 01/21/2005
- Assignment filed on 08/03/2005
- Priority Documents filed on 01/21/2005

RECEIVED

AUG 19 2005

Low, Hauptman,  
 & Berner

Applicant's response filed 08/03/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 07/27/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The executed declaration identifies an incorrect International Application Number. A new declaration is required.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this**

Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,020	PCT/GB03/03258	4497-002

FORM PCT/DO/EO/916 (371 Formalities Notice)